



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND  
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE

August 5, 2004

VENABLE, BAETJER, HOWARD AND CIVILETTI, LLP  
P.O. BOX 34385  
WASHINGTON, DC 20043-9998  
US

Dear Sir/Madam,

This is to deny your refund request in the amount of \$375.00, for patent/serial number 10619568.

The three month period to change the status ran out on October 17, 2003

Sincerely,

Eleanor Kurtz  
Technical Center Others  
703 305-4762  
Refund Branch, Office of Finance



DEP & REF  
PATENT & TRADEMARK OFFICE  
DIVISION 388

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

2004 JUL -8 PM 4: 08

In re Patent Application of:

Armin CLAUS

Application No.: 10/619,568

Filed: July 16, 2003

For: OPTOELECTRONIC DEVICE

Art Unit: 2876

Examiner: Mr. Daniel I. Walsh

Atty. Docket No. 31833-188848

Customer No.

26694

PATENT TRADEMARK OFFICE

**REQUEST FOR REIMBURSEMENT UNDER RULE 1.26**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**ATTENTION: Mail Stop Refunds**

Sir:

Pursuant to the Assertion Claiming Small Entity Status that was filed in this case on May 3, 2004, Applicant respectfully requests a refund of half of the filing fee for the above-referenced application.

On July 16, 2003, the large entity fee of \$750 was paid to the PTO for filing the application, as evidenced by the date-stamped return receipt and Official Filing Receipt (copies of which are attached, along with a copy of the stub of Check No. 415353, by which payment was made). Payment of the large-entity filing fee was in error because Applicant and his Assignee were entitled to small-entity status at the time of filing.

**BEST AVAILABLE COPY**

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DIVISION

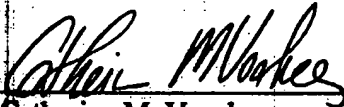
2004 JUL -8 PM 4: 08

Applicant: Armin CLAUS  
Application No. 10/619,568

Please refund the difference in the filing fee (in the amount of \$375.00) between a small entity and a large entity by crediting the refunded amount to our Deposit Account No. 22-0261, and notify the undersigned accordingly.

Respectfully submitted,

Date: June 30, 2004

  
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Registration No. 33,074  
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Washington, D.C. 20043-9998  
Telephone: (202) 344-4800  
Telefax : (202) 344-8300

CMV/SJB  
#560180

114142  
Variable Filing Number



Attorney/LAA: RK/cu DIVISION  
PFO Due Date: July 16, 2003, 2003  
Date Filed: July 16, 2003  
TM Official Gazette Date:

Atty. Docket No: 31833-188848  
Re: Armin CLAUS

Application No: \_\_\_\_\_  
Patent No.: \_\_\_\_\_  
Trademark: \_\_\_\_\_

Filing Date: July 16, 2003  
Issue Date: \_\_\_\_\_  
Trademark Reg. No: \_\_\_\_\_

Opposition/Cancellation No: \_\_\_\_\_

2004 JUL - 3 PM 4:00

The following items were received from Venable, Washington, D.C., by the U.S. Patent & Trademark Office:

**U.S. PTO FEES ENCLOSED**

- ☒ Transmittal Letter
- ☒ Fee Transmittal Letter
- ☒ New U.S. Patent Application
- ☒ Formal Drawings (15 sheets, Figs. 1-16)
- ☒ Invention Declaration
- ☐ U.S. National Stage Application of PCT Application
- ☐ Translation of International Application
- ☐ New U.S. TM Application (specimens)
- ☒ Rule 53(d) Continued Prosecution Application (27 pages)
- ☐ Substitute Specification
- ☐ Rule 53(b) Continuation or Divisional Application (*attach copy of specification, claims, drawings & declaration*)
- ☐ Priority Document-Cert. Copy of Appln.#: 102 09 269.9; Country Germany
- ☒ Date Filed: March 1, 2002
- ☐ Request for Continued Examination (RCE) under 37 CFR 1.114
- ☐ Request for Reconsideration
- ☒ Application Data Sheet
- ☒ Assignment w/Cover Sheet
- ☒ IDS w/ PTO Form-1449 (2 references)
- ☐ Response
- ☐ ☐ Amendment/☐ Preliminary Amendment
- ☐ Petition/Request for Extension of Time (one mo. ext.)
- ☐ Notice of Appeal
- ☐ Appeal Brief (*In triplicate*)
- ☐ ☐ Reply Brief (*In triplicate*)/☐ Request for Oral Hearing
- ☐ Confirmation of Hearing Petition
- ☐ Issue Fee Transmittal
- ☐ Certificate of Correction
- ☐ Maintenance Fee Transmittal
- ☐ Power of Attorney
- ☐ Response to Notice to File Missing Parts
- ☐ Response to Notice to File Missing Requirements
- ☐ Response to Restriction Requirement
- ☐ Petition to Revive
- ☐ Sequence Listing - CDR Enclosed? ☐ Yes ☐ No
- ☐ Status Inquiry
- ☐ Request for Non-Publication
- ☐ Request to Rescind Non-Publication Request
- ☐ Terminal Disclaimer
- ☐ TM Statement of Use
- ☐ Extension of Time (mo. ext.)
- ☐ Declaration Under 8
- ☐ Declaration Under 8 and 15
- ☐ TM Renewal Application
- ☐ Notice of Opposition (*Please list all documents in Other section*)
- ☐ Amendment to Alleged Use
- ☐ Other: (*Please describe below*)

750.00 Filing Fee  
\_\_\_\_ Surcharge Fee  
\_\_\_\_ Additional Claim Fee  
40.00 Recordation/Indexing Fee  
\_\_\_\_ IDS Fee  
\_\_\_\_ Extension Fee  
\_\_\_\_ Notice of Appeal Fee  
\_\_\_\_ Brief on Appeal Fee  
\_\_\_\_ Oral Hearing Request Fee  
\_\_\_\_ Petition Fee  
\_\_\_\_ Issue Fee  
\_\_\_\_ Publication Fee  
\_\_\_\_ Maintenance Fee  
\_\_\_\_ TM Statement of Use  
\_\_\_\_ 8 Affidavit Fee  
\_\_\_\_ 8 and 15 Affidavit  
\_\_\_\_ TM Renewal Application Fee  
\_\_\_\_ Notice of Opposition Fee  
\_\_\_\_ TM Extension of Time Fee



790.00 Total Fees Paid

☒ Check Number 415353 Attached  
☐ Charge Deposit Account No. 22-0261\*  
☐ Yes ☐ No

\*If the Deposit Account was used, was a copy of this form sent to Accounting?



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DIVISION

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P 415353

CHECK NO 415353

15743/HONORABLE COMMISSIONER OF PATE 07/15/03

DATE	INVOICE NO	AMOUNT	DISCOUNT	NET AMOUNT
07/15/03	D071503	790.00	.00	790.00
C. UNDERWOOD-31833/188848-FILING FEE; ASSIGNMENT				

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